

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Joseph W. Ward, et al

AUTOMATICALLY
TRANSMITTING IMAGES FROM
AN ELECTRONIC CAMERA TO A
SERVICE PROVIDER USING A
NETWORK CONFIGURATION
FILE

Serial No. 09/855,375

Filed 15 May 2001

Commissioner for Patents
P.O. Box 1450
Alexandria, VA. 22313-1450

Group Art Unit: 2615

Examiner: Tuan V. Ho

Sir:

**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
REJECTION OVER A PRIOR PATENT**

The owner, Eastman Kodak Company of the entire interest in the instant application, hereby disclaims except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as shortened by any terminal disclaimer, of prior Patent No. US 6,784,924. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that the prior patent hereafter: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is

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☒ The undersigned is an attorney of record. (If this box is not checked do not use this form)

The Commissioner is hereby authorized to charge any fees to Deposit Account 05-0225.

October 9, 2006

Date

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If the Examiner is unable to reach the Applicant(s) Attorney at the telephone number provided, the Examiner is requested to communicate with Eastman Kodak Company Patent Operations at (585) 477-4656.